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COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/823,024	03/30/2001	Raymond Mantchala	10830.0072.NPUS00

**CONFIRMATION NO. 8339**

**FORMALITIES LETTER**



\*OC000000006063936\*

Richard C. Auchterlonie, Esq.  
Howrey Simon Arnold & White, LLP  
750 Bering Drive  
Houston, TX 77057-2198

Date Mailed: 05/10/2001

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

**FILED UNDER 37 CFR 1.53(b)**

***Filing Date Granted***

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The signature of the following inventor(s) is missing from the oath or declaration:  
*Raymond Mantchala and Michel Noury*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

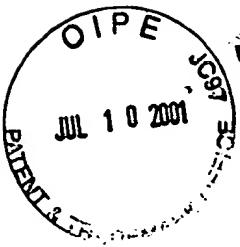
*A copy of this notice **MUST** be returned with the reply.*

*[Handwritten signature]*  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

07/13/2001 MDAHTE1 00000052 050889 09823024

01 FC:105 130.00 CH



07-11-01

*Sect for #  
#3*

Please type a plus sign (+) inside this box →

PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031  
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

<b>TRANSMITTAL FORM</b> <small>(to be used for all correspondence after initial filing)</small>	Application Number	09/823,024	
	Filing Date	3/30/2001	
	First Named Inventor	Mantchala	
	Group Art Unit	2621	
	Examiner Name	Unknown	
Total Number of Pages in This Submission	<b>7</b>	Attorney Docket Number	10830.0072.NPUS00/AUC

### ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached  <input checked="" type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input checked="" type="checkbox"/> Affidavits/declaration(s)  <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):  -Part 2 of the Notice to File Missing Parts -A copy of Declaration, including signature of Raymond Mantchala and Michel Noury -Return Receipt Postcard
Remarks		

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Richard C. Auchterlonie, Esq. Howrey Simon Arnold & White, LLP
Signature	
Date	10 July 2001

EXPRESS MAIL MAILING LABEL NO. EL 291391675 US



PTO/SB/17 (11-00)

Approved for use through 10/31/2002. OMB 0651-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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# FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT

(\$ 130)

## Complete if Known

Application Number	09/823,024
Filing Date	03/30/2001
First Named Inventor	Mantchala
Examiner Name	Unknown
Group Art Unit	2621
Attorney Docket No.	10830.0072.NPUS00/AUC

## METHOD OF PAYMENT

1.  The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number	05-0889
Deposit Account Name	EMC Corporation

Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

Applicant claims small entity status. See 37 CFR 1.27

2.  Payment Enclosed:

Check  Credit card  Money Order  Other

## FEE CALCULATION

## 1. BASIC FILING FEE

## Large Entity Small Entity

Fee Code (\$)	Fee (\$)	Fee Code (\$)	Fee Description
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## Fee Paid

101	710	201	355 Utility filing fee
106	320	206	160 Design filing fee
107	490	207	245 Plant filing fee
108	710	208	355 Reissue filing fee
114	150	214	75 Provisional filing fee

SUBTOTAL(1) (\$)

## 2. EXTRA CLAIM FEES

Total Claims	-20** =	X	=	Extra Claims	Fee from below	Fee Paid
Independent Claims	- 3** =	X	=			
Multiple Dependent			=			

## Large Entity Small Entity

Fee Code (\$)	Fee (\$)	Fee Code (\$)	Fee Description
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103	18	203	9 Claims in excess of 20
102	80	202	40 Independent claims in excess of 3
104	270	204	135 Multiple dependent claim, if not paid
109	80	209	40 ** Reissue independent claims over original patent
110	18	210	9 ** Reissue claims in excess of 20 and over original patent

SUBTOTAL(2) (\$)

\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

## 3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee (\$)	Fee Description	Fee Paid
105	130	205	65 Surcharge - late filing fee or oath	130
127	50	227	25 Surcharge - late provisional filing fee or cover sheet	
139	130	139	130 Non-English specification	
147	2,520	147	2,520 For filing a request for ex parte reexamination	
112	920*	112	920* Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840* Requesting publication of SIR after Examiner action	
115	110	215	55 Extension for reply within first month	
116	390	216	195 Extension for reply within second month	
117	890	217	445 Extension for reply within third month	
118	1,390	218	695 Extension for reply within fourth month	
128	1,890	228	945 Extension for reply within fifth month	
119	310	219	155 Notice of Appeal	
120	310	220	155 Filing a brief in support of an appeal	
121	270	221	135 Request for oral hearing	
138	1,510	138	1,510 Petition to institute a public use proceeding	
140	110	240	55 Petition to revive - unavoidable	
141	1,240	241	620 Petition to revive - unintentional	
142	1,240	242	620 Utility issue fee (or reissue)	
143	440	243	220 Design issue fee	
144	600	244	300 Plant issue fee	
122	130	122	130 Petitions to the Commissioner	
123	50	123	50 Processing fee under 37 CFR 1.17(q)	
126	180	126	180 Submission of Information Disclosure Stmt	
581	40	581	40 Recording each patent assignment per property (times number of properties)	
146	710	246	355 Filing a submission after final rejection (37 CFR § 1.129(a))	
149	710	249	355 For each additional invention to be examined (37 CFR § 1.129(b))	
179	710	279	355 Request for Continued Examination (RCE)	
169	900	169	900 Request for expedited examination of a design application	
Other fee (specify) _____				
*Reduced by Basic Filing Fee Paid				SUBTOTAL(3) (\$ 130)

## SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	Richard C. Auchterlonie, Esq.	Registration No. (Attorney/Agent)	30,607	Telephone	713.787.1698
Signature	<i>Richard C. Auchterlonie</i>			Date	10 July 2001

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



EXPRESS MAIL MAILING LABEL NO.: EL 291391675US

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Raymond Mantchala, John Forecast,  
Peter Bixby, Sorin Faibish,  
Michel Noury, Wayne W. Duso

Serial No.: 09/823,024  
Confirmation No. 8339  
Filed: 3/30/01

Group Art Unit: 2621

Examiner: Unknown

Atty. Dkt. No.: 10830.0072.NPUS00/AUC

For: MPEG ENCODER CONTROL  
PROTOCOL FOR ON-LINE ENCODING  
AND MPEG DATA STORAGE

**REPLY TO NOTICE TO FILE MISSING  
PARTS OF NONPROVISIONAL APPLICATION**

Commissioner for Patents  
Washington, D.C. 20231

Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application dated May 10, 2001, please find enclosed:

- (1) Part 2 of the Notice to File Missing Parts;
- (2) A copy of the Declaration, including signatures of Raymond Mantchala and Michel Noury;
- (3) A Fee Transmittal Form PTO/SB/17. Please deduct the \$130.00 surcharge of 37 C.F.R. 1.16(e) from EMC Corporation's Deposit Account No. 05-0889/EMC-00-176.

Please date stamp and return the enclosed postcard evidencing receipt of these materials.

Respectfully submitted,

Richard C. Auchterlonie  
Reg. No. 30,607

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Houston, Texas 77210-4433  
(713) 787-1400